

1 BUCHALTER NEMER  
A Professional Corporation  
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COMERICA BANK  
7

8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA - SAN JOSE DIVISION  
10

11 ROBERT PRITIKIN, et al.,

12 Plaintiffs,

13 v.

14 COMERICA BANK, et al.,

15 Defendants.  
16

CASE NO. C09 03303 RS

**PROOF OF SERVICE**

17 I am employed in the County of San Francisco, State of California. I am over the age of  
18 18 and not a party to the within action. My business address is at BUCHALTER NEMER, A  
19 Professional Corporation, 333 Market Street, 25th Floor, San Francisco, California 94105-2126.

20 On the date set forth below, I served the foregoing document described as:

21 **DECLINATION TO PROCEED BEFORE A MAGISTRATE JUDGE AND**  
22 **REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT**  
**JUDGE**

23 on all other parties and/or their attorney(s) of record to this action by \_\_\_\_\_ faxing and/or

24 X placing a true copy thereof in a sealed envelope as follows:  
25

26 Joseph Camenzind, IV  
Law Offices of Robert Lubin  
27 177 Bovet Road  
Suite 600  
28 San Mateo, CA 94402  
BN 4102235v1

Kenneth Pritikin  
Law Offices of Kenneth Pritikin  
2950 Buskirk Avenue  
Suite 300  
Walnut Creek, CA 9459

1 Robert M Lubin  
2 Law Offices of Robert Lubin  
3 177 Bovet Rd  
4 Suite 600  
5 San Mateo, CA 94402

6 ☒ **BY MAIL** I am readily familiar with the business' practice for collection and processing  
7 of correspondence for mailing with the United States Postal Service. The address(es) shown above  
8 is(are) the same as shown on the envelope. The envelope was placed for deposit in the United  
9 States Postal Service at Buchalter Nemer in San Francisco, California on August 3, 2009. The  
10 envelope was sealed and placed for collection and mailing with first-class prepaid postage on this  
11 date following ordinary business practices.

12 ☒ I declare that I am employed in the office of a member of the bar of this court at whose  
13 direction the service was made. Executed on August 3, 2009, at San Francisco, California.

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Lucy Gerace

*Lucy Gerace*  
(Signature)